

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

| | | |
|---------------------------|---|------------------------|
| JOHNNY LEE GRAVES, | : | |
| Petitioner | : | |
| | : | No. 1:19-cv-526 |
| v. | : | |
| | : | (Judge Kane) |
| DAVID J. EBBERT, | : | |
| Respondent | : | |

ORDER

AND NOW, on this 16th day of April 2019, in accordance with the Memorandum issued concurrently with this Order, **IT IS ORDERED THAT**:

1. Petitioner's petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241 (Doc. No. 1), is **DISMISSED WITHOUT PREJUDICE** for lack of jurisdiction;
2. A certificate of appealability **SHALL NOT ISSUE**; and
3. The Clerk of Court is directed to **CLOSE** this case.

s/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania